IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SIXTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE Ch.S.R.K. PRASAD

WRIT PETITION NO : 6707 of 2004

Between:

Mohd Saleem Khan S/o. Abdul Raheem Khan
R/o. H.No. C-3, Ashiyana Apartment, Street No.3, Himayath Nagar Hyderabad.

..... PETITIONER

AND

1. The State of Andhra Pradesh rep. by its Secretary Home, Department, Secretariat Buildings, Hyderabad.

2. Shyam Babu S/o. not known to the petitioner
S.I. of Begumpet Task Force P.S. C/o. off. P.S. Begumpet Task Force, Hyderabad. A.P.

3. The Commissioner of Police, Hyderabad A.P.

4. The Assistant Commissioner of Police, East Zone, Hyderabad A.p.Hyd.

5. Station House Officer, P.S.Narayanaguda, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction in the nature of writ of the Heabus Corps directing the respondents to produce two minor daughter of petitioner namely 1 Miss. Sadiya Saleem Khan D/o. Mohd. Saleem Khan, aged about 18 years, occ. student and 2 Miss sheema saleem khan D/o. Mohd Saleem Khan aged about 16 years occu. Student who are in illegal custody of the 2nd respondent culprits against the principles of natural justice and violative of Article 14, 21 and 22 of the constitution of India Article 14,21 and 22 of the constitution of India and consequently direct the respondents to produce petitioner minor two daughters before this Hon'ble Court and gave custody of the petitioner.

Counsel for the Petitioner: MR.KHAJA MANZOOR ALI
Counsel for the Respondents: THE ADVOCATE GENERAL

The Court made the following :

THE HON'BLE MR. JUSTICE G. BIKSHAPATHY

AND

THE HON'BLE MR. JUSTICE CH.S.R.K.PRASAD

WRIT PETITION NO. 6707 OF 2004

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ORAL ORDER : (Per Honourable Sri Justice G.Bikshapathy)

The learned counsel for the petitioner submits that the marriage of the first daughter of the petitioner viz., Sadiya Saleem Khan was performed with Waseem, son of Khalil Awari on 1st Juy, 2004. As regards the second daughter, Sheema Mohd. Salim Khan, she is studying in Silverdale High School, Panchgani, Dist Satara, Maharashtra State, in IXth standard, for the academic year 2004-2005 and that she is in the hostel. The learned counsel also submits that in view of the marriage of the first daughter and the admission of second daughter in the High School with hostel facility, he does not want to press the writ petition and prayed this Court to dismiss the same and to that effect, he endorsed.

2. In view of the above submissions, the writ petition is dismissed as not pressed. No costs.

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(G.BIKSHAPATHY,J)

26th July 2004.

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KVR (Ch.S.R.K.PRASAD,J)

To

1. The State of Andhra Pradesh rep. by its Secretary Home, Department, Secretariat Buildings, Hyderabad.
2. The Commissioner of Police, Hyderabad A.P.
3. The Assistant Commissioner of Police, East Zone, Hyderabad A.p.Hyd.
4. Station House Officer, P.S.Narayanaguda, Hyderabad
5. Two C.Cs to the Advocate General, High Court buildings, High Court of A.P., Hyderabad.
6. Two C.D. Copies.